IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re application of: Johnson et al. |) | |
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| Application No.: 10/623,957 |) | Examiner: David C. Comstock Art Unit 3733 |
| Filed: July 21, 2003 | Ź | Confirmation No. 6059 |
| TISSUE DISTRACTION DEVICE |) | August 9, 2007 |

AMENDMENT AFTER FINAL OFFICE ACTION

Mail Stop AF Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated July 2, 2007, please consider the following amendment and response. This response is being filed within the first two months of the three-month period for response so no fees are due and the modified extension of time practice applies. The Commissioner is requested to provide any extensions that may be necessary and is authorized to deduct any associated fees from Deposit Account 13-0014.